

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Sonya Mary Streiff-Garza,

Civ. No. 16-2759 (ADM/BRT)

Plaintiff,

v.

Mint Properties,

Defendant.

ORDER

The above matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Becky R. Thorson dated September 7, 2016. No objections have been filed to that Report and Recommendation in the time period permitted. Based on the Report and Recommendation of the Magistrate Judge, on all of the files, records, and proceedings herein, the Court now makes and enters the following Order.

IT IS HEREBY ORDERED that:

1. This action is **SUMMARILY DISMISSED WITHOUT PREJUDICE** for lack of subject-matter jurisdiction pursuant to Fed. R. Civ. P. 12(h)(3).
2. Plaintiff's application to proceed *in forma pauperis* (Doc. No. 2) is **DENIED**.
3. Plaintiff's motion to take notice (Doc. No. 3) is **DENIED AS MOOT**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: September 27, 2016

s/Ann D. Montgomery
ANN D. MONTGOMERY
United States District Judge